

FILED 17 DEC '24 15:46 USDC-ORP

**UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORTLAND DIVISION**

UNITED STATES OF AMERICA

3:24-cr- 464-IM

v.

INDICTMENT

**BORYS RAFAEL ALMENDAREZ-
CHAPAS,**

21 U.S.C. § 841(a)(1) and 841(b)(1)(B)

18 U.S.C. §§ 922(g)(5) and 924(c)(1)(A)

Defendant.

Forfeiture Allegations

THE GRAND JURY CHARGES:

COUNT 1

**(Possession with Intent to Distribute Fentanyl)
(21 U.S.C. § 841(a)(1) and 841(b)(1)(B))**

On or about December 4, 2024, within the District of Oregon, defendant **BORYS RAFAEL ALMENDAREZ-CHAPAS** did knowingly and intentionally possess with intent to distribute 40 grams or more of a mixture and substance containing a detectable amount of fentanyl (N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] propenamide), a Schedule II controlled substance;

In violation of Title 21, United States Code, Section 841(a)(1) and 841(b)(1)(B)(vi).

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Indictment

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COUNT 2
(Possession of a Firearm in Furtherance of a Drug Trafficking Crime)
(18 U.S.C. § 924(c)(1)(A))

On or about December 4, 2024, within the District of Oregon, defendant **BORYS RAFAEL ALMENDAREZ-CHAPAS**, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, Possession with Intent to Distribute a Controlled Substance, in violation of Title 21, United States Code, Sections 841(a)(1), as set forth in Count 1, did knowingly possess one or more of the following firearms, to-wit:

1. a Smith and Wesson .380 Shield pistol, with serial number NHP2060;
2. a Glock 45, 9mm pistol, with serial number BRKW896; and,
3. a Sig Sauer P365, with serial number 66F371226;

In violation of Title 18, United States Code, Section 924(c)(1)(A)(i).

COUNT 3
(Alien in Possession of a Firearm)
(18 U.S.C. §§ 922(g)(5) and 924(a)(8))

On or about December 4, 2024, within the District of Oregon, defendant **BORYS RAFAEL ALMENDAREZ-CHAPAS**, knowing that he was an alien illegally and unlawfully in the United States, did knowingly and unlawfully possess one or more of the following firearms, to-wit:

1. a Smith and Wesson .380 Shield pistol, with serial number NHP2060;
2. a Glock 45, 9mm pistol, with serial number BRKW896; and,
3. a Sig Sauer P365, with serial number 66F371226,

which firearms had previously been shipped or transported in interstate or foreign commerce;

In violation of Title 18, United States Code, Sections 922(g)(5) and 924(a)(8).

FIRST FORFEITURE ALLEGATION
(Controlled Substance Offense)

Upon conviction of an offense in Count 1, defendant **BORYS RAFAEL ALMENDAREZ-CHAPAS** shall forfeit to the United States, pursuant to 21 U.S.C. § 853, any property constituting, or derived from, proceeds obtained, directly or indirectly, as a result of the aforesaid violation and any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of said violation.

SECOND FORFEITURE ALLEGATION
(Firearm Offenses)

Upon conviction of an offense in Counts 2 and 3, defendant **BORYS RAFAEL ALMENDAREZ-CHAPAS** shall forfeit to the United States pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), the firearms and ammunition involved in that offense.


Dated: December 17, 2024.

A TRUE BILL.


OFFICIATING FOREPERSON

Presented by:

NATALIE K. WIGHT
United States Attorney


SCOTT M. KERIN, OSB # 965128
Assistant United States Attorney